

Department of Permits Approvals and Inspections  
111 West Chesapeake Avenue  
Towson, Maryland 21204  
Baltimore County, Maryland

In the Matter of

Civil Citation No. 89168

William P. Donoho  
Diana Donoho  
107 Spry Island Road  
Joppa MD 21085

8539 Chestnut Oak Road

Respondents

FINDINGS OF FACT AND CONCLUSIONS OF LAW  
FINAL ORDER OF THE ADMINISTRATIVE LAW JUDGE

This matter came before the Administrative Law Judge on April 13, 2011 for a Hearing on a citation for violations under the Baltimore County Code (BCC) section 13-7-112, 115, 310, 312; 13-4-201 (d), failure to store all garbage in containers with tight fitting lids, failure to clean up and remove all junk, trash and debris on residential property.

On March 23, 2011, pursuant to § 3-6-205, Baltimore County Code, Inspector Kim Wood issued a Code Enforcement & Inspections Citation. The citation was sent to the Respondent by 1<sup>st</sup> class mail to the last known address listed in the Maryland State Tax Assessment files.

The citation proposed a civil penalty of \$800.00 (eight hundred dollars).

The following persons appeared for the Hearing and testified: Diana Donoho, Respondent and Kim Wood, Baltimore County Code Enforcement Officer.

Testimony and evidence presented at the hearing revealed that the Respondent is guilty of storing trash in cans without tight fitting lids and keeping trash, junk and debris about the property. Inspector Wood stated that this property has been cited on 13 prior occasions for similar violations. Ms. Donoho, the owner of the property, testified that she has owned the property for many years and has rented to the same tenants, who for whatever reason, fail to properly put out their trash and keep the property clean. She continues to admonish the tenants, but to no avail.

Having heard the testimony and evidence presented at the Hearing:

IT IS ORDERED by the Administrative Law Judge that a civil penalty be imposed in the amount of \$800.00 (eight hundred dollars).

IT IS FURTHER ORDERED that if not paid within thirty days of billing, the civil penalty AND any expenses incurred by Baltimore County, as authorized above, shall be imposed and placed as a lien upon the property.

IT IS FURTHER ORDERED that the County inspect the property to determine whether the violations have been corrected.

ORDERED this 21<sup>ST</sup> day of April 2011

Signed: ORIGINAL SIGNED  
Timothy M. Kotroco  
Administrative Law Judge

**NOTICE TO RESPONDENT:** The Respondent is advised that pursuant to §3-6-301(a) of the Baltimore County Code, the Respondent may appeal this order to the Baltimore County Board of Appeals within fifteen (15) days from the date of this order; any such appeal requires the filing of a petition setting forth the grounds for appeal, payment of a filing fee of \$150 and the posting of security in the amount of the penalty assessed.

TMK/jaf